

UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON

In re

1 MIN, LLC; HOTEL AT SOUTHPORT,  
LLC; and TWELFTH FLOOR, LLC,

Debtors.

Chapter 11

Lead Case No. 24-01519

(Jointly Administered)

Adv. Proc. No. 25-80007

LAN CAI, SHUJIE CHEN, TIANRAN  
CHEN, WEIJUN CHEN, JIE CHU,  
ZHAOJUN CONG, HE CUI, JIANYING  
DING, JICHUN DU, QING DU, JIEYING  
FENG, YUPENG GAO, YIRAN HAN,  
JINYANG HU, NAIXIN HU, XIAO HUANG,  
JUNMEI JIN, XIN MENG, WEIHONG LU,  
YUANYUAN MA, MIN PAN, LEI PEI, HAO  
QI, XIAO RONG, JUAN SHAO, HUI  
WANG, JINGYI WANG, YUQUAN WANG,  
ZIDONG WANG, RONGRONG WU,  
ZHAOHUI XU, QI XU, JIE YAN, KE  
YANG, QIN YANG, HONGYUN YU,  
SHUXIAN ZENG, XIAOHONG ZHANG,  
YING ZHAO, MINBO ZHOU, NAN ZHOU,  
HUIQING ZHU, ZILING ZENG, LUYI  
ZHANG, JUNDI LIANG, TAO LI, YUN CAI,  
HONGLIANG TANG, JIE TANG,  
WENLUNG CHEN, SHI ZHANG, JUN CHE,  
DAHE ZHANG, SHAN WAN, XIAOHONG  
SUN, YAN LYU A/K/A YAN LU, WENYAN  
WANG, JIALIN TIAN, RUI TANG,  
XINHAN LIN, SIYU LIU, JIANYING

**DECLARATION OF JASON I.  
KIRSCHNER IN SUPPORT OF  
AP DEFENDANTS' MOTION TO  
DISMISS THE COMPLAINT**

1 MENG, PHUONG NGUYEN, YEQING PAN,  
2 XUERONG QI, QIANG WANG, JUNLI  
3 WEI, YUNFEI WU, HONGYING YU,  
4 DONGLI ZHANG,

5 Plaintiffs,

6 v.

7 HOTEL AT SOUTHPORT, LLC, TWELFTH  
8 FLOOR, LLC, 1 MIN, LLC.

9 Defendants,

10 and

11 WF CREL 2020 GRANTOR TRUST,

12 Intervenor-Defendant.

13 JASON I. KIRSCHNER, under penalty of perjury, declares as follows:

14 1. I am a partner with the law firm of Mayer Brown LLP, counsel to Intervenor-  
15 Defendant WF CREL 2020 Grantor Trust, which, along with 1 Min, LLC, Hotel at Southport LLC,  
16 and Twelfth Floor, LLC, constitute the defendants in the above-captioned proceeding (the “AP  
17 Defendants”). I respectfully submit this declaration in support of AP Defendants’ Motion to  
18 Dismiss the Complaint.

19 2. Attached hereto as Exhibit 1 is a true and correct copy of the Complaint.

20 3. Attached hereto as Exhibit 2 is a true and correct copy of the Private Placement  
21 Memorandum for Southport Hotel EB-5, LP, dated as of November 13, 2013, as amended,  
22 including all exhibits thereto.

23  
DECLARATION OF JASON I.  
KIRSCHNER IN SUPPORT OF AP  
DEFENDANTS’ MOTION TO DISMISS  
THE COMPLAINT – Page 1

1           4.       Attached hereto as Exhibit 3 is a true and correct copy of the *Joint Disclosure*  
2 *Statement for the Debtors' Joint Plan of Reorganization*, filed on September 20, 2024 in the  
3 Chapter 11 Cases [ECF No. 8].

4           5.       Attached hereto as Exhibit 4 is a true and correct copy of Plaintiffs' Proof of Claim  
5 #1, filed on November 4, 2024 in the Chapter 11 Cases.

6           6.       Attached hereto as Exhibit 5 is a true and correct copy of the *Objection to Claims*  
7 *of EB-5 Plaintiffs, Notice Thereof and Certificate of Service*, filed on October 21, 2024 in the  
8 Chapter 11 Cases [Docket No. 89].

9           7.       Attached hereto as Exhibit 6 is a true and correct copy of the *Debtors' First*  
10 *Amended Joint Plan of Reorganization*, filed on November 26, 2024 in the Chapter 11 Cases  
11 [Docket No. 127].

12           8.       I declare under penalty of perjury that the foregoing is true and correct.

13       Dated: New York, NY  
14           February 14, 2025

/s/ Jason I. Kirschner  
Jason I. Kirschner

15  
16  
17  
18  
19  
20  
21  
22  
23       DECLARATION OF JASON I.  
KIRSCHNER IN SUPPORT OF AP  
DEFENDANTS' MOTION TO DISMISS  
THE COMPLAINT – Page 2